

JOHN N. HUGHES  
ATTORNEY AT LAW  
PROFESSIONAL SERVICE CORPORATION  
124 WEST TODD STREET  
FRANKFORT, KENTUCKY 40601

TELEPHONE: (502) 227-7270

JNHUGHES@fewpb.net

TELEFAX (502) 875-7059

February 15, 2008

Beth O'Donnell  
Executive Director  
Public Service Commission  
211 Sower Blvd.  
Frankfort, KY 40601

RECEIVED  
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PUBLIC SERVICE  
COMMISSION

Re: Case Nos. 2007-00255; 2007-00256

Dear Beth:

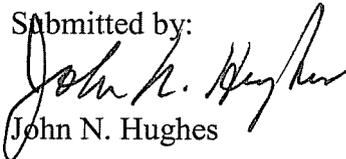
We are in receipt of yet another filing by AT&T styled "Submission of Additional Supplemental Authority" dated February 13, 2007. This filing suggests that the Federal Communications Commission ("FCC") is the proper forum to decide the issues presented in the above-captioned case based on language in an order released February 7, 2008 by the FCC in *In Re Ameritech Operating Companies Tariff FCC. No 2 et al.*, Transmittal No. 1666 ("Ameritech Tariff Order"). The Ameritech Tariff Order is irrelevant to this proceeding and does not support AT&T's contention that this Commission "should allow the FCC to decide the potentially dispositive questions AT&T has asked it to decide before conducting any further proceedings in this docket."

In the Ameritech Tariff Order, the FCC denied the petitions of Sprint Nextel, Time Warner Telecom Inc. and COMPTTEL to reject or suspend AT&T's tariff revisions withdrawing from its operating companies' interstate access tariffs certain broadband transmission services, including Frame Relay, ATM, Ethernet, Remote Network Access, SONET, Optical Network and Wave-Based services, with the exception of certain Frame Relay and ATM services operating below 200 Kbps in each direction. This matter concerns the FCC's previous order in the *Petition of AT&T, Inc. for Forbearance Under 47 U.S.C. § 160(c) from Title II and Computer Inquiry Rules with Respect to Its Broadband Services and Petition of BellSouth Corporation for Forbearance Under 47 U.S.C. § 160(c) from Title II and Computer Inquiry Rules with Respect to Its Broadband Services*, Memorandum Opinion and Order, 22 FCC Rcd 18705 (2007). This proceeding

has nothing to do with the matters currently before this Commission in this docket and is yet another attempt by AT&T to obfuscate the clear issues to be decided.

The Ameritech Tariff Order concerns changes to *interstate* access tariffs that are administered exclusively by the FCC. Conversely, the interconnection issues subject to the Merger Commitments and Section 252(i) of the Telecommunications Act of 1996 that were presented to and decided by this Commission in the above-captioned case are squarely within its jurisdiction. The Commission should dismiss out of hand AT&T's attempt to present the Ameritech Tariff Order as relevant in any respect to the issues in this docket or the Commission's jurisdiction over those issues.

Submitted by:

A handwritten signature in black ink, appearing to read "John N. Hughes". The signature is written in a cursive, flowing style.

John N. Hughes

Attorney for Nextel  
and Nextel Partners